

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



DOCKET NUMBER: CE030343P

APPLICANTS: M. J. Jebbi

INT'L APPL. NO. PCT/EP98/08120

SERIAL NO. 09/581,895

PRIORITY DATE: 12/17/97

FILING DATE: 06/19/00

I.A. FILING DATE: 12/07/98

ENTITLED: Method for Predicting Interference

Certificate of Mailing	
I hereby certify that this correspondence is being deposited with the United States Postal Service via 1 <sup>st</sup> Class Mail and addressed to: Box: Missing Parts, Assistant Commissioner of Patents, Washington, D.C. 20231 on	
Date	
T. Dena	

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

**BOX: MISSING PARTS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Applicant files this response to the Notification of Missing Requirements mailed July 17, 2000. Enclosed with this Response are the following documents:

1. Copy of Notification of Missing Requirements; and
2. Executed Declaration and Power of Attorney by inventors.

Applicant respectfully files this Response together with its Petition for Two

10/16/2000 MBZJUNES 00000042 500280 09581895  
Months Extension of Time under 37 CFR §1.136(a).

01 FC:116 390.00 CH



The Commissioner is hereby authorized to charge to Deposit Account No. 50-0280 the surcharge of \$130.00. The Commissioner is authorized to charge any additional fees or credit any overpayment to the same deposit account.

Respectfully submitted,

**Mohebbi**

Please send correspondence to:

MOTOROLA, INC.  
IP Law Dept./TX72, MS E230  
5401 N. Beach Street  
Fort Worth, TX 76137

By:

L. Bruce Terry  
Attorney/Agent of Record  
Registration No. 38,336  
Phone: (817) 245-2911  
Fax: (817) 245-2137



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

414 Recd CT/PTO 10 OCT 2000

PC #  
Bert  
10/18/00

APPLICANTS: **Mohebbi**  
SERIAL NO. **09/581,895**  
FILING DATE: **06/19/00**  
ENTITLED: **Method for Predicting Interference**

DOCKET NUMBER: **CE030343P**  
INT'L APPL. NO. **PCT/EP98/08120**  
PRIORITY DATE: **12/17/97**  
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**Certificate of Mailing**

I hereby certify that this correspondence is being deposited with the United States Postal Service via 1<sup>st</sup> Class Mail and addressed to: Box: Missing Parts, Assistant Commissioner of Patents, Washington, D.C. 20231 on

10-5-00

Date

T. Dena

T. Dena

**TRANSMITTAL**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Enclosed please find with this transmittal letter the following documents for filing in the above-styled case:

1. Petition for a Two Month Extension of Time Under 37 C.F.R. §1.136(a);
2. Copy of Notification of Missing Requirement;
3. Response to Notification of Missing Requirement;
4. Executed Declaration and Power of Attorney by inventor; and
5. Return receipt postcard.

10/16/2000 MBIZUNES 00000042 500280 09581895

02 FC:154 130.00 CH

Please send correspondence to:

MOTOROLA, INC.  
IP Law Dept./TX72, MS E230  
5401 N. Beach Street  
Fort Worth, TX 76137

Respectfully submitted,  
**Mohebbi**

By:

Bruce Terry

L. Bruce Terry  
Attorney / Agent of Record  
Registration No. 38,336  
Phone: (817) 245-2911  
Fax: (817) 245-2137

09/581895



## UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

 Address: ASSISTANT COMMISSIONER FOR PATENTS  
 Box PCT  
 Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/581,895	MOHEBBI	EE-20,343P
INTERNATIONAL APPLICATION NO. PCT/EP98/08120		
I.A. FILING DATE 12/07/98		PRIORITY DATE 12/17/97

DATE MAILED: 07/17/00

MOTOROLA  
 5401 NORTH BERRY STREET  
 MAILSTOP E230  
 FORT WORTH TX 76137

OCT 10 2000  
 PATENT & TRADEMARK OFFICE 603

5071  
 JUL 31 2000

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

- The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as
  - ☐ a Designated Office (37 CFR 1.494),
  - ☒ an Elected Office (37 CFR 1.495):
    - ☒ U.S. Basic National Fee.
    - ☒ Copy of the international application in:
      - ☐ a non-English language.
      - ☒ English.
    - ☐ Translation of the international application into English.
    - ☒ Oath or Declaration of inventors(s) for DO/EO/US.
    - ☐ Copy of Article 19 amendments.
    - ☐ Translation of Article 19 amendments into English.
    - ☒ The International Preliminary Examination Report in English and its Annexes, if any.
    - ☐ Translation of Annexes to the International Preliminary Examination Report into English.
    - ☐ Preliminary amendment(s) filed \_\_\_\_\_ and \_\_\_\_\_.
    - ☐ Information Disclosure Statement(s) filed \_\_\_\_\_ and \_\_\_\_\_.
    - ☐ Assignment document.
    - ☐ Power of Attorney and/or Change of Address.
    - ☐ Substitute specification filed \_\_\_\_\_.
    - ☐ Statement Claiming Small Entity Status.
    - ☐ Priority Document.
    - ☒ Copy of the International Search Report ☒ and copies of the references cited therein.
    - ☐ Other:
- The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:
  - ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
    - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
  - ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
  - ☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
    - ☒ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
  - ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).
- Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

- Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.
- ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice MUST be returned with this response.**

Enclosed: ☒ PCT/DO/EO/917  
☐ PTO-875

☐ Notice of Defective Translation

FORM PCT/DO/EO/905 (December 1997)

Telephone: (703) 805-3734

National Stage Processing  
 Paralegal Specialist

09/581895



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/581,895	MOHEBBI	
MOTOROLA INC. 5401 NORTH BEACH STREET MAILSTOP E230 FORT WORTH TX 76137		CE20343E INTERNATIONAL APPLICATION NO.
5071		PCT/EP98/08120
		I.A. FILING DATE
		PRIORITY DATE
		12/07/98 12/17/97
DATE MAILED:		07/17/00

### NOTIFICATION OF A DEFECTIVE OATH OR DECLARATION

This application fails to contain an oath or declaration acceptable under 35 U.S.C. 371 (c)(4) for entry into the national stage in the United States of America. The period within which to correct these requirements and avoid abandonment is set in the accompanying Office action.

A new oath or declaration, identifying this application by the international application number and international filing date is required. The oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:

1. ☒ is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
2. ☐ does not identify the specification to which it is directed.
3. ☐ does not identify the inventor(s).
4. ☐ does not identify the citizenship of each inventor.
5. ☐ does not state the person making the oath or declaration believes the named inventor or inventors to be the original and first inventor or inventors of the subject matter which is claimed and for which a patent is sought.

FAILURE TO SUBMIT AN OATH OR DECLARATION IN COMPLIANCE WITH 37 CFR 1.497(a) AND (b) WITHIN THE TIME PERIOD SET WILL RESULT IN FAILURE TO ENTER THE NATIONAL STAGE AND THE ABANDONMENT OF THE APPLICATION.

Additionally, the oath or declaration does not comply with 37 CFR 1.63 in that it:

1. ☐ does not identify the city and state or city and foreign country of residence or each inventor.
2. ☐ does not state that the person making the oath or declaration:
  - a. ☐ has reviewed and understands the contents of the specification, including the claims, as amended by any amendment specifically referred to in the oath or declaration.
  - b. ☐ acknowledges the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.
3. ☐ does not identify the foreign application for patent or inventor's certificate on which priority is claimed pursuant to 37 CFR 1.55, and any foreign application having a filing date before that of the application on which priority is claimed, by specifying the application serial number, country, day, month, and year of its filing.
4. ☐ does not state that the person making the oath or declaration acknowledges the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and filing date of the continuation in part application which discloses and claims subject matter in addition to that disclosed in the prior application (37 CFR 1.63(d)).

Charita A. Burt  
Paralegal Specialist

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